

BAY COUNTY BOARD OF COMMISSIONERS

FEBRUARY 11, 2020

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, FEBRUARY 11, 2020, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN MICHAEL DURANCZYK AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS ERNIE KRYGIER, VAUGHN J. BEGICK, KIM COONAN, THOMAS HEREK, TOM RYDER, MICHAEL LUTZ AND CHAIRMAN MICHAEL DURANCZYK

OTHER MEMBERS: DIANE YAWORSKI, CHIEF DEPUTY CLERK
TINA MUELLER, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST

ALSO PRESENT: JIM BARCIA, COUNTY EXECUTIVE
TIFFANY JERRY, PERSONNEL AND EMPLOYEE RELATIONS DIRECTOR
JAN HISTED, FINANCE OFFICER
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
CRAIG GOULET, ADMINISTRATIVE SERVICES DIRECTOR
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CHIEF DEPUTY CLERK, DIANE YAWORSKI.

MOMENT OF SILENCE: MOMENT OF SILENCE WAS HELD FOR EUGENE HARANDA, FORMER BAY COUNTY COMMISSIONER AND BAY COUNTY ROAD COMMISSIONER.

PLEDGE OF ALLEGIANCE:

MINUTES

MOTION 14: COMM. KRYGIER MOVED TO APPROVE THE BOARD MINUTES FOR THE BAY COUNTY BOARD OF COMMISSIONERS REGULAR BOARD MEETING JANUARY 14, 2020 AND SPECIAL MEETING, JANUARY 21, 2020;AS PRESENTED. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

CITIZENS INPUT

PADVAR INGLE: PADVAR INGLE, CHAIR FOR THE MOVEMENT TO ESTABLISH BAY COUNTY AS A 2ND AMENDMENT SANCTUARY COUNTY. PADVAR REACHED OUT TO ALL THE COMMISSIONERS VIA EMAIL AND ONLY HEARD BACK FROM ONE. HE WAS AT A LOSS AS TO WHY THE RESOLUTION WAS REWORDED AND IT DID NOT STATE ANYWHERE THAT THE COUNTY WOULD BECOME A SANCTUARY. HE REQUESTED A VOTE ON THE ORIGINAL RESOLUTION, THEY WANT TO KNOW WHERE THEY STAND.

KRISTEN MCDONALD RIVET: KRISTEN MCDONALD RIVET BRIEFLY SPOKE SUPPORTING THE AMENDED RESOLUTION BY COMMISSIONER LUTZ, SHE THANKED THE COMMISSIONERS FOR LISTENING TO THEIR COMMUNITY, SHE STATED IT IS A GOOD COMPROMISE AND SOLUTION FOR THE COUNTY AND THEIR FAMILIES.

KAREN TIGHE: KAREN TIGHE, RETIRED PROBATE JUDGE, SPOKE ON HER PAST EXPERIENCE AND SUPPORTS COMM. LUTZ COMMON SENSE RESOLUTION. SHE HEARS PEOPLE SAY THEY ARE COMING TO TAKE AWAY THEIR GUNS, SHE WANTS TO KNOW WHO IS GOING TO TAKE AWAY YOUR GUNS? MICHIGAN HAS OPEN CARRY WITH FEW RESTRICTIONS FOR THOSE WHO DON'T HAVE CONCEALED LICENSES, THEY HAVE ABANDONED GUN BOARDS, NOW WE HAVE A MUST ISSUE, MUST CARRY RIGHT STATE. EVERYONE SUPPORTS THE 2ND AMENDMENT AND URGES TO PUT AN END TO THIS AND VOTE YES ON COMM. LUTZ'S RESOLUTION.

MARILYN SUPER: MARILYN SUPER, A HUNTER AND HER PARENTS WERE PHEASANT HUNTERS, THEY CARRIED THEIR RIFLES AND SHOT GUNS WITH THEM. SHE COMMENTED, THIS PROPOSAL IS CONFUSING, IT IS NOT BROKEN AND WHY SHOULD IT BE FIXED.

EARL LACKIE: EARL LACKIE, RUNNING FOR THE UNITED STATES CONGRESS 5TH CONGRESSIONAL DISTRICT. HE'S A SUPPORTER FOR THE ORIGINAL RESOLUTION THAT WAS BROUGHT FORWARD AT LAST MONTHS MEETING AND ENCOURAGED THE COMMISSIONERS TO SIGN IT THE WAY IT WAS PRESENTED. HE STATED THE FEARS ARE COMING FROM WATCHING TV, IN THE STATE OF VIRGINIA PEOPLE ARE DYING BECAUSE OF THE RED FLAG LAWS. THEY WANT ALL EIGHTY-THREE COUNTIES IN MICHIGAN TO STAY UNIFIED, OTHER COUNTIES ARE ON BOARD AND HE URGED THE COMMISSIONERS TO SIGN THE ORIGINAL RESOLUTION.

KATHLEEN NIEMIEC: KATHLEEN NIEMIEC IS ALL FOR THE SANCTUARY GUN COUNTY. THE GOVERNOR IN VIRGINIA IS ANTI-GUN, THE CITY OF CHICAGO AND NEW YORK HAS ONE OF THE MOST STRICTEST GUN LAWS AND HERE CHICAGO HAS THE MOST KILLINGS. ITS IMPORTANT TO BE A GUN SANCTUARY COUNTY AND URGED PEOPLE TO STAND THEIR GROUND.

KEITH LAMBERT: KEITH LAMBERT, SUPPORTS THE 2ND AMENDMENT AND THE RESOLUTION AS WRITTEN, HE WANTS TO SEE IT VOTED ON, PLEASE VOTE YES OR NO, WE NEED TO KNOW WHERE WE STAND.

KRISTY TRASK: KRISTY TRASK SUPPORTS THE 2ND AMENDMENT SANCTUARY RESOLUTION. SHE WANTS SUPPORT FROM THE LOCAL GOVERNMENT TO PROTECT OUR RIGHTS AND SHE COMMENTED THE ORIGINAL RESOLUTION SUPPORTS THE SHERIFF AND PROSECUTOR.

JAN RINZ: JAN RINZ TALKED ABOUT US ALREADY HAVING 2ND AMENDMENT RIGHTS, SO WHY DOES IT NEED TO BE VOTED ON AGAIN. WE NEED GUN PROVISION LAWS BUT DON'T TAKE AWAY OUR GUNS. THE RED FLAG LAWS ARE SET TO PROTECT US, IF YOU SUSPECT SOMEONE IS IN DANGER OF DOING SOMETHING CRIMINAL, WE TAKE THEIR GUNS AWAY, WHY WOULD WE GIVE SOMETHING LIKE THAT UP?

ERIC GLADWISH: ERIC GLADWISH MEMBER OF THE SANCTUARY MOVEMENT, STARTED ON FACEBOOK CHRISTMAS EVENING AND HAS GROWN TO 100,000 MEMBERS TODAY. IT'S A HUGE COMMUNITY ON FACEBOOK THAT SUPPORTS THE SANCTUARY MOVEMENT. HE URGED THE COMMISSIONERS TO VOTE ON THEIR RESOLUTION AND COMMENTED, TO NOT VOTE IS COWARDLY.

ELAINE KOCHANY: ELAINE KOCHANY DID NOT KNOW WHAT A SANCTUARY CITY WAS AT FIRST, NOW THAT SHE IS AWARE OF IT SHE FEELS IT DOES NOT FIT INTO OUR CITY. WHEN SOMEONE PUSHES HARD FOR SOMETHING, SHE'S CONCERNED ABOUT THEIR MOTIVE AND WHERE THE MONEY IS COMING FROM TO BACK THIS RESOLUTION.

HOWARD WETTERS: HOWARD WETTERS REAFFIRMED YOUR OATH OF OFFICE WHEN SWORN IN AND NOTED THAT IS YOUR HIGHEST CALLING. GUN LAWS ARE LIMITED, HE ENCOURAGED THE COMMISSIONERS TO VOTE ON THEIR RESOLUTION AND FOR STICKING UP FOR OUR RIGHTS.

PETITIONS AND COMMUNICATIONS

- RES. 2020-15: COMM. LUTZ MOVED TO ADOPT RES. 2020-15. THE BAY COUNTY BOARD OF COMMISSIONERS HAD BEEN REQUESTED TO ADOPT A PROPOSED "SECOND AMENDMENT SANCTUARY COUNTY" RESOLUTION. THE BAY COUNTY CORPORATION COUNSEL HAS OPINED THAT THE PROPOSED RESOLUTION EXCEEDS BAY COUNTY'S AUTHORITY TO THE EXTENT IT DIRECTS THE ACTIVITIES OF THE SHERIFF OR PROSECUTOR. COMMISSIONERS TOOK AN OATH OF OFFICE UNDER WHICH THEY SWORE TO SUPPORT THE CONSTITUTION OF THE UNITED STATES AND THE CONSTITUTION OF THIS STATE AND TO FAITHFULLY DISCHARGE THE DUTIES OF THIS OFFICE. SUPPORT OF THE CONSTITUTION OF THE UNITED STATES INCLUDES ALL OF ITS AMENDMENTS INCLUDING THE SECOND AMENDMENT. BY THE BAY COUNTY BOARD OF COMMISSIONERS THAT THIS COMMISSION DOES SUPPORT AND WILL CONTINUE TO HONOR ITS PLEDGE TO SUPPORT THE CONSTITUTION OF THE UNITED STATES AS WELL AS THE CONSTITUTION OF THE STATE , INCLUDING ALL AMENDMENTS THERETO. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A ROLL CALL VOTE: 6 YEAS; COMM. BEGICK, COMM. COONAN, COMM. HEREK, COMM. RYDER, COMM. LUTZ AND COMM. KRYGIER AND 1 NAYS, COMM. DURANCYK.
- COMM. LUTZ: COMM. LUTZ ADDRESSED THE AUDIENCE AND COMMENTED THAT COMMISSIONERS DO NOT HAVE THE POWER TO CHANGE AMENDMENTS, THEY ARE COMMITTED TO SUPPORT THE LAWS AND THEIR 2ND AMENDMENT RIGHTS AND REAFFIRM THEIR COMMITMENT TO THE COUNTY OF BAY. HE URGED THE AUDIENCE TO EXERCISE THEIR RIGHT TO VOTE AND PUT PEOPLE IN OFFICE THAT WILL REPRESENT YOU.
- RES. 2020-01: COMM. KRYGIER MOVED TO ADOPT RES. 2020-01 ENBRIDGE PRESENTATION SPONSORED BY COMMISSIONERS DURANCZYK AND BEGICK. THE BAY COUNTY BOARD OF COMMISSIONERS EXTEND ITS SUPPORT FOR ENBRIDGE PROPOSED TUNNEL REPLACEMENT PROJECT AND URGES THE STATE OF MICHIGAN TO WORK WITH ENBRIDGE TO COMPLETE THE TUNNEL PROJECT AS QUICKLY AS POSSIBLE. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY

A VOICE VOTE: 7 YEAS, 0 NAYS.

REPORTS/RESOLUTIONS OF COMMITTEES

WAYS AND MEANS (TOM HEREK, CHAIR; MICHAEL LUTZ, VICE CHAIR)

- RES. 2020-16: COMM. HEREK MOVED TO ADOPT RES. 2020-16 THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZES ACCEPTANCE OF THE SECONDARY ROAD PATROL AND TRAFFIC ACCIDENT PREVENTION PROGRAM GRANT ALLOCATION IN THE AMOUNT OF \$29,980 AND AUTHORIZES SUBMITTAL OF THE CONTRACT ADJUSTMENT REQUEST AND OTHER RELATED DOCUMENTS TO BE SIGNED BY THE APPROPRIATE BAY COUNTY OFFICIALS FOLLOWING FINANCE DEPARTMENT AND CORPORATION COUNSEL REVIEW/APPROVAL. NOTIFICATION OF A GRANT ALLOCATION FOR BAY COUNTY HAS INCREASED FUNDING IN THE AMOUNT OF \$29,980.00 HAS BEEN RECEIVED. THERE IS NO LOCAL FUNDING AS A CONDITION OF THE GRANT, HOWEVER, FORMS REQUIRED FOR THIS ADDITIONAL FUNDING MUST BE SUBMITTED BY FEBRUARY 15, 2019. IN ORDER TO MAINTAIN GRANT COMPLIANCE, BAY COUNTY MUST CONTINUE MAINTENANCE OF EFFORT OF TWENTY-THREE (23) LOCALLY FUNDED ROAD PATROL OFFICERS FTY 2020 GRANT CYCLE. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE : 7 YEAS, 0 NAYS.
- COMM. COONAN: COMM. COONAN QUESTIONED JAN HISTED, FINANCE OFFICER, IF THERE WAS ADDITIONAL FUNDING AVAILABLE ABOVE THE \$29, 980.00, SHE CONFIRMED THERE WAS.
- RES. 2020-17: COMM. HEREK MOVED TO ADOPT RES. 2020-17 APPROVED THE PARTICIPATION IN THE 2020 MARINE SAFETY PROGRAM AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE ALL APPLICATION AND GRANT AWARD DOCUMENT REQUIRED FOR THE GRANT PROGRAM FOLLOWING LEGAL REVIEW/APPROVAL. IT IS UNDERSTOOD THAT IF THESE GRANT FUNDS ARE TERMINATED, ANY POSITION FUNDED BY THIS GRANT SHALL BE TERMINATED AND NOT ABSORBED BY THE COUNTY. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.
- RES. 2020-18: COMM. HEREK MOVED TO APPROVE RES. 2020-18,THE BAY COUNTY

BOARD OF COMMISSIONERS APPROVED THE ATTACHED "2020 REVISED COUNTY PLAN AS SUBMITTED AND AUTHORIZES THE BOARD CHAIR TO EXECUTE THE 2020 REVISED COUNTY PLAN ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW AND APPROVAL. THE STATE SURVEY AND REMONUMENTATION ACT, 1990 PA 345, WAS REVISED ON JUNE 12, 2014 BY 2014 PA 166 AND THIS REVISION REINSTATED THE STATE SURVEY AND REMONUMENTATION COMMISSION AND REQUIRED THEM IN SECTION 8 TO PROMULGATE THE RULES AND GUIDE THE COUNTIES TO FORMALIZE A REVISED COUNTY PLAN. PART OF THE REQUIREMENTS WAS TO PROVIDE A DETAILED LIST OF THE CORNERS IN THE PROGRAM AND UPDATE THE PLAN IN GENERAL. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-19: COMM. HEREK MOVED TO ADOPT RES. 2020-19 AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE A QUIT CLAIM DEED BETWEEN THE BAY COUNTY ROAD COMMISSION-DEPARTMENT OF WATER AND SEWER AND THE COUNTY OF BAY TO FACILITATE THE TRANSFER OF THE KNIGHT ROAD TOWER LOCATED ON BAY COUNTY PROPERTY AS WELL AS EXECUTION OF A BILL OF SALE WITH HAMPTON TOWNSHIP TO COMPLETE THE TRANSFER OF SAID TOWER AND PROPERTY TO THE DEPARTMENT OF WATER AND SEWER, FOLLOWING REVIEW AND APPROVAL OF THE QUIT CLAIM DEED AND BILL OF SALE BY CORPORATION COUNSEL. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-20: COMM. HEREK MOVED TO ADOPT RES. 2020-20 HEREBY APPROVED THE BAY COUNTY FAIR AND YOUTH EXPOSITION TO COMPLETE THE LIST BELOW OF IMPROVEMENTS TO THE BAY COUNTY FAIRGROUNDS AT NO COST TO BAY COUNTY AND IN COMPLIANCE WITH THE TERMS OF THE CURRENT LEASE AGREEMENT BETWEEN BAY COUNTY AND THE BAY COUNTY FAIR AND YOUTH EXPOSITION.

1. INSTALL FENCING ALONG NORTH AND SOUTH SIDE OF "PIT AREA" TO CONNECT TO CURRENT FENCING TO ENCLOSE THE FAIRGROUNDS. THIS WILL INCLUDE REPLACING THE BACK GATE TO THE FILLMORE STREET BACK ENTRANCE.
2. INSTALL LEAN-TOS OVER CONCESSION BAYS OFF THE WEST SIDE OF THE GRANDSTANDS.
3. BLEACHER REPAIR ON THE NORTH END OF THE GRANDSTAND.
4. INSTALL BUNKERS FOR MANURE AND SHAVINGS STORAGE ON

THE GROUNDS EAST OF THE HORSE BARN.

5. INSTALL BATHROOM IN FAIR OFFICE; RUNNING WATER AND SEWER LINES TO THE BUILDING.

6. ENCLOSE OFFICE LEAN-TO ON THE WEST SIDE OF THE FAIR OFFICE.

IT WAS SUPPORTED BY COMM. KRYGIER AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-21: COMM. HEREK MOVED TO ADOPT RES. 2020-21 APPROVED THE HVAC EQUIPMENT PURCHASE FROM CONTI AND AUTHORIZED THE CHAIRMAN FO THE BOARD TO EXECUTE DOCUMENTS, IF REQUIRED FOR THE PURCHASE , ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW AND APPROVAL. BAY COUNTY 9-1-1 HAS THE FUNDS BUDGETED FOR THE PURCHASE OF THE NEEDED HVAC EQUIPMENT WHICH COSTS \$24,400. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-22: COMM. HEREK MOVED TO ADOPT RES. 2020-22 APPROVED THE PUBLIC SAFETY INTERGOVERNMENTAL AGREEMENT BETWEEN BAY COUNTY AND SANILAC COUNTY FOR SHARED TYLER NEW WORLD SOFTWARE AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY (9-1-1) FOLLOWING CORPORATION COUNSEL REVIEW AND APPROVED. THE SHARING OF TYLER SOFTWARE HAS THE POTENTIAL TO FURTHER DECREASE THE COST OF FUTURE PURCHASES. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-23: COMM. HEREK MOVED TO ADOPT RES. 2020-23 APPROVED A LEASE AGREEMENT WITH THE ST. PATRICK'S DAY PARADE ASSOCIATION TO ERECT A ST. PATRICK'S DAY PARADE HOSPITALITY TENT ON BAY COUNTY BUILDING PROPERTY AND AUTHORIZED THE BOARD CHAIR TO SIGN SAID LEASE AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW. THIS LEASE AGREEMENT CAN BE RENEWED ANNUALLY 2020-2022. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE : 7 YEAS, 0 NAYS.

RES. 2020-24: COMM. HEREK MOVED TO ADOPT RES. 2020-24 ACCEPTED THE TERMS OF THE AGREEMENT FROM THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES AND THE COUNTY OF THE BAY AGREED, BUT NOT BY WAY OF LIMITATION, AS FOLLOWS:

1. TO APPROPRIATE ALL FUNDS NECESSARY TO COMPLETE THE PROJECT DURING THE PROJECT PERIOD AND TO PROVIDE TWENTY EIGHT THOUSAND TWO HUNDRED (\$28,200.00) DOLLARS TO MATCH THE GRANT AUTHORIZED BY THE DEPARTMENT.
2. TO MAINTAIN SATISFACTORY FINANCIAL ACCOUNTS, DOCUMENTS, AND RECORDS TO MAKE THEM AVAILABLE TO THE DEPARTMENT FOR AUDITING AT REASONABLE TIMES.
3. TO CONSTRUCT THE PROJECT AND PROVIDE SUCH FUNDS, SERVICES, AND MATERIALS AS MAY BE NECESSARY TO SATISFY THE TERMS OF SAID AGREEMENT.
4. TO REGULATE THE USE OF THE FACILITY CONSTRUCTED AND RESERVED UNDER THIS AGREEMENT TO ASSURE THE USE THEREOF BY THE PUBLIC ON EQUAL AND REASONABLE TERMS.
5. TO COMPLY WITH ANY AND ALL TERMS OF SAID AGREEMENT INCLUDING ALL TERMS NOT SPECIFICALLY SET FORTH IN THE FOREGOING PORTIONS OF THIS RESOLUTION. IT WAS SUPPORTED BY COMM. KRYGIER AND ADOPTED BY A ROLL CALL VOTE: 7 YEAS, 0 NAYS.

RES. 2020-25: COMM. HEREK MOVED TO ADOPT RES. 2020-25 APPROVED THE 2-YEAR (2020-2021 AND 2021-2022) CONTRACT BETWEEN BAY COUNTY (ANIMAL SERVICES/ADOPTION CENTER) AND BAY ARENAC INTERMEDIATE SCHOOL DISTRICT (BAISD) AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE SAID CONTRACT ON BEHALF OF BAY COUNTY(ASAC) FOLLOWING CORPORATION COUNSEL REVIEW AND APPROVAL. THIS PROGRAM ENABLES THE BAISD CAREER CENTER VETERINARY SCIENCE PROGRAM TO ENHANCE CAREER EXPLORATION FOR STUDENTS IN ITS VETERINARY SCIENCE PROGRAM. THIS PROGRAM WAS PREVIOUSLY ACTIVE WITH THE LATEST AGREEMENT EXPIRING IN 2018. THERE IS NO FINANCIAL IMPACT TO THE COUNTY FOR THIS AGREEMENT. IT WAS SUPPORTED BY COMM. RYDER AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-26: COMM. HEREK MOVED TO ADOPT RES. 2020-26 APPROVED THE REDUCTION OF ADOPTION FEES FOR DOGS (TO \$25) AND CATS (TO \$15) FOR UP TO 10 ADOPTION EVENTS FOR 2020. PARTICIPATING IN VARIOUS EVENTS THROUGHOUT THE YEAR INCREASES ADOPTION RATES AND VISIBILITY OF THE SHELTER. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2020-27: COMM. HEREK MOVED TO ADOPT RES. 2020-27 DECLARED ITS INTENTION TO CREATE AND PROVIDE FOR THE OPERATION OF THE AUTHORITY WITHIN THE COUNTY OF BAY PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE ACT. IT IS APPROPRIATE FOR THE BOARD OF COMMISSIONERS TO CREATE AND PROVIDE FOR THE OPERATION OF A BROWNFIELD REDEVELOPMENT AUTHORITY WITHIN THE COUNTY OF BAY PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE BROWNFIELD REDEVELOPMENT FINANCING ACT, BEING ACT 381 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED (THE "ACT") ;AND PURSUANT TO THE ACT, THE BOARD OF COMMISSIONERS ARE REQUIRED (A) TO HOLD A PUBLIC HEARING ON THE ADOPTION OF A PROPOSED RESOLUTION CREATING A BROWNFIELD REDEVELOPMENT AUTHORITY UNDER THE ACT (THE "AUTHORITY") AND (B) TO PUBLISH NOTICE OF THE PUBLIC HEARING IN A NEWSPAPER OF GENERAL CIRCULATION IN THE COUNTY OF BAY, ALL IN ACCORDANCE WITH SECTION 4(2) OF THE ACT. THE BOARD OF COMMISSIONERS DETERMINED THAT IT IS IN THE BEST INTEREST OF THE PUBLE TO PROMOTE THE REDEVELOPMENT OF ENVIRONMENTALLY DISTRESSED, FUNCTIONALLY OBSOLETE AND/OR BLIGHTED AREAS OF THE COUNTY OF BAY. A PUBLIC HEARING WILL BE HELD BEFORE THE BOARD OF COMMISSIONERS ON MARCH 10, 2020 AT 4:00PM, IN THE BOARD OF COMMISSION CHAMBERS, 4TH FLOOR OF THE BAY COUNTY BUILDING, 515 CENTER AVENUE, BAY CITY, MICHIGAN 48708, ON THE ADOPTION OF A RESOLUTION CREATING THE AUTHORITY WITHIN THE COUNTY OF BAY, WITHIN THE MUNICIPAL LIMITS OF WHICH AUTHORITY SHALL EXERCISE ITS POWER. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-28: COMM. HEREK MOVED TO ADOPT RES. 2020-28 APPROVED THE FETCH GIS AGREEMENT BETWEEN AMALGAM LLC AND BAY COUNTY MOSQUITO CONTROL AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT AND OTHER REQUIRED DOCUMENTS ON BEHALF OF BAY COUNTY (MOSQUITO CONTROL) FOLLOWING CORPORATION COUNSEL REVIEW AND APPROVAL. AMALGAM LLC WILL INVOICE BAY COUNTY MOSQUITO CONTROL \$4,500 FOR FETCH GIS SERVICES ON THE DEPLOYMENT DATE AND ANNUALLY THEREAFTER. FUNDING IS AVAILABLE IN THE MOSQUITO CONTROL LINE ITEM 802.00 CONTRACTUAL SERVICES. UTILIZING BAY COUNTY'S CURRENT FETCH GIS PLATFORM, AMALGAM LLC

WILL DEVELOP AND HOST A SECURE WEBSITE FOR BAY COUNTY MOSQUITO CONTROL, AS WELL AS PROVIDE TECHNICAL SUPPORT, MAINTENANCE, AND UPDATES AND THE SITE WILL REQUIRE LOGIN ACCESS TO USE AND EDIT THE DATA. IT WAS SUPPORTED BY COMM. BEGICK AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-29: COMM. HEREK MOVED TO ADOPT RES. 2020-29 AWARDED THE CONTROL MATERIALS BID FOR BAY COUNTY MOSQUITO CONTROL FOR 2020 TO THE LOWEST QUALIFIED BIDDER AS HIGHLIGHTED ON THE ATTACHED BID SUMMARY. THE TOTAL COST OF THE CONTROL MATERIALS WILL NOT EXCEED THE 2020 BUDGET LINE ITEM 753.00 (CHEMICALS). CONTROL MATERIAL BIDS WITH MIDLAND AND TUSCOLA COUNTIES WERE JOINTLY OPENED ON JANUARY 15, 2020, ALL BIDDERS MET THE REQUIREMENTS OF THE BID PROPOSAL. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-30: COMM. HEREK MOVED TO ADOPT RES. 2020-30 APPROVED THE LIGHT TRAP DATA COLLECTOR'S CONTRACTS BETWEEN BAY COUNTY AND VARIOUS INDIVIDUALS (11) (LISTING ATTACHED). THESE TRAPS ARE TURNED ON THREE EVENINGS EACH WEEK WITH THE MOSQUITO SAMPLES THEN COLLECTED AND IDENTIFIED BY BAY COUNTY MOSQUITO CONTROL BIOLOGY DEPARTMENT. LIGHT TRAP COLLECTORS WILL BE REIMBURSED AT THE RATE OF \$50 PER MONTH FOR THE MONTHS OF JUNE, JULY, AUGUST AND SEPTEMBER, TOTALING \$2,200 FOR THE SEASON, FUNDS BUDGETED IN THE MOSQUITO CONTROL 2020 BUDGET. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-31: COMM. HEREK MOVED TO ADOPT RES. 2020-31 APPROVED THE CONTRACT WITH ENVIRONMENTAL RUBBER RECYCLING FOR THE 2020 SCRAP TIRE COLLECTION AND AUTHORIZES THE BOARD CHAIR TO SIGN REQUIRED DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. ENVIRONMENTAL RUBBER HAS INDICATED THAT PRICES FOR 2020 TIRE DISPOSAL WILL REMAIN \$1,000 PER TRAILER WITH LESS THAN 500 TIRES, NOT TO EXCEED \$2,000 PER TRAILER. SCRAP TIRE DISPOSAL FOR 2020 HAS BEEN BUDGETED UNDER LINE ITEM 801.00 (PROFESSIONAL SERVICES). IT WAS SUPPORTED BY COMM. BEGICK AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-32: COMM. HEREK MOVED TO ADOPT RES. 2020-32 ACCEPTED THE CONTINUATION OF THE GRANT AWARD AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE THE GRANT AWARD AND

RELATED DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW. THE HEALTH DEPARTMENT WAS NOTIFIED BY THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES THAT BAY COUNTY WILL BE OFFERED \$75,000 TO HELP FIGHT THE OPIOID EPIDEMIC. THE AMOUNT FOR THE GRANT CONTINUATION TOTALS \$55,0000; ELIGIBLE COSTS RELATE TO THE INITIAL GRANT THAT WAS PROVIDED IN 2019 AND THE TIME PERIOD FOR GRANT ACTIVITIES RANGES FROM JANUARY 1 THROUGH MARCH 29 OF THIS YEAR. THERE IS NO MATCH REQUIRED AND NO GENERAL FUNDS WILL BE UTILIZED. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-33: COMM. HEREK MOVED TO ADOPT RES. 2020-33 HEREBY APPROVED THE CLAIMS AGAINST THE COUNTY, ACCOUNTS PAYABLE; SEE RESOLUTION FOR DOLLAR AMOUNTS. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

**PERSONNEL/HUMAN SERVICES (TOM RYDER, CHAIR;
MICHAEL J. DURANCZYK, VICE CHAIR)**

RES. 2020-34: COMM. RYDER MOVED TO ADOPT RES. 2020-34 APPROVED THE MEMORANDUM OF UNDERSTANDING WITH THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR GASTROINTESTINAL ILLNESS OUTBREAK INVESTIGATION ASSISTANCE AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE MOU ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THERE ARE NO DIRECT COSTS FOR THIS SERVICE AS ALL EXPENSES ARE COVERED BY MDHHS COMMUNICABLE DISEASE PROGRAMMING FUNDING. IT WAS SUPPORTED BY COMM. HEREK AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2020-35: COMM. RYDER MOVED TO ADOPT RES. 2020-35, APPROVED TO POST/ADVERTISE/FILL THE FOLLOWING FULL TIME/PART TIME/TEMPORARY/SEASONAL OR CO-OP POSITIONS/VACANCIES/NEW POSITIONS IN THE FOLLOWING DEPARTMENTS: 911 CENTRAL DISPATCH- FULL TIME DISPATCHER; SHERIFF'S OFFICE, FULL TIME ROAD PATROL DEPUTY, MARINE PATROL (GRANT FUNDED): SUPERVISORS (5) AND MARINE DEPUTIES (25); DEPARTMENT ON AGING - PART TIME HOME SERVICES WORKER; FINANCE DEPARTMENT, PART TIME STAFF ACCOUNTANT; MOSQUITO CONTROL, FULL TIME OPERATIONS SUPERVISOR, SEASONAL STAFF POSITIONS - 32 FIELD AND/OR

BIOLOGY TECHNICIANS. NEW POSITION (UNBUDGETED) - UP TO \$62,000 TO BE APPROPRIATED FROM FUND BALANCE WHICH WOULD COVER WAGES & BENEFITS, INFORMATION SYSTEMS - FULL TIME IT TRAINING SPECIALIST. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

COMM. COONAN: COMM. COONAN QUESTIONED JAN HISTED, FINANCE OFFICER ABOUT THE NEW FULL TIME TRAINING POSITION FOR THE INFORMATION SYSTEMS DEPARTMENT. PER JAN, A FULL TIME PROGRAMMER RETIRED LAST YEAR, THEY NEED MORE HELP WITH CLERICAL SUPPORT NOW, NOT A PROGRAMMER. A PROGRAMMER WAS MORE EXPENSIVE THAN THIS CLERICAL POSITION. COMM. COONAN WAS HESITANT, HE FEELS ONCE WE FILL POSITIONS, OTHER DEPARTMENTS WANT PEOPLE ADDED.

RES. 2020-36: COMM. RYDER MOVED TO ADOPT RES. 2020-36 APPROVED PER THE USW PART TIME LABOR AGREEMENT FOR JANE GOOD TO TAKE AN UNPAID LEAVE OF ABSENCE FOR MEDICAL PURPOSES, NOT TO EXCEED 180 DAYS. PER THE USW PART-TIME LABOR AGREEMENT, AN UNPAID LEAVE REQUEST OVER 45 DAYS, MUST BE APPROVED BY THE DEPARTMENT HEAD AND BOARD OF COMMISSIONERS AND/OR COUNTY EXECUTIVE. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

BOARD OF COMMISSIONERS (MICHAEL DURANCZYK, CHAIR, MICHAEL LUTZ, VICE CHAIR)

RES. 2020-37: COMM. LUTZ MOVED TO ADOPT RES. 2020-37 TO RECEIVE THE EMPLOYMENT STATUS REPORT - JANUARY 2020. IT WAS SUPPORTED BY COMM. BEGICK AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

COUNTY EXECUTIVE

RES. 2020-38: COMM. COONAN MOVED TO ADOPT RES. 2020-38 CONCURRED WITH THE COUNTY EXECUTIVE'S RECOMMENDATION AND APPOINTS TREVOR KEYES TO THE MICHIGAN WORKS! WORKFORCE DEVELOPMENT BOARD FOR PROSPERITY REGION 5 FOR A TERM ENDING JUNE 30, 2020. IT WAS SUPPORTED BY COMM. KRYGIER AND ADOPTED BY A VOICE VOTE: 7 YEAS, 0 NAYS.

EXECUTIVE JIM BARCIA: JIM BARCIA DID NOT WISH TO ADDRESS THE BOARD AT THIS TIME.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS

NEW BUSINESS

THERE WAS NO NEW BUSINESS

MISCELLANEOUS

COMM. KRYGIER: COMM. KRYGIER TALKED ABOUT WRITING A RESOLUTION ON NOISE ORDINANCES FOR A BETTER QUALITY OF LIFE IN NEIGHBORHOODS. PER AMBER DAVIS-JOHNSON, CORPORATION COUNSEL, THERE ARE NO LAWS ON NOISE, SO YOU CANNOT PASS A RESOLUTION. IT'S DIFFICULT TO HAVE ORDINANCES ON COUNTY WIDE PROPERTIES SINCE MANY OF THEM SPILL INTO OTHER TOWNSHIPS. THE CITY OF BAY CITY AND TOWNSHIPS HAVE NOISE ORDINANCES, COMM. KRYGIER ENCOURAGED SUPERVISORS TO PUSH THEIR ORDINANCES AND INVOLVE THE SHERIFF.

COMM. BEGICK: COMM. BEGICK WAS CALLED BY REPRESENTATIVE BRIAN ELDER'S OFFICE REGARDING LEGISLATION HE HAS ON VETERAN'S ISSUES. A TENTATIVE MEETING WAS SET FOR FEBRUARY 21, 2020 AT 12:30 PM. COUNTY EXECUTIVE JIM BARCIA WOULD LIKE TO ATTEND THIS MEETING ALONG WITH CRAIG GOULET, ADMINISTRATIVE SERVICES DIRECTOR.

ANNOUNCEMENTS

CRAIG GOULET: CRAIG GOULET, ADMINISTRATIVE SERVICES DIRECTOR, ANNOUNCED THEY DID A PRESS RELEASE TODAY REGARDING A TREND ON SOCIAL MEDIA INVOLVING KIDS THROWING THEIR ANIMALS IN THE AIR, THEN SLOWING DOWN THE FOOTAGE AND PUTTING MUSIC TO THE VIDEO. THERE IS AN ONGOING INVESTIGATION ON THIS TREND AND THEY ARE ENCOURAGING PARENTS TO EDUCATE THEIR CHILDREN AND MAKE SURE THEY WERE AWARE OF THIS TREND.

CRAIG GOULET ANNOUNCED THE ANIMAL SERVICES AND ADOPTION CENTER HAD A SUCCESSFUL CATNAP CAFÉ AND PUPPY YOGA CLASS AT THE SHELTER. THIS FRIDAY, FEBRUARY 14, 2020, 6:00 PM TO

8:00 PM, THEY ARE HOSTING A LONELY HEARTS ADOPTION PARTY AT TRI-CITY BREWING ALONG WITH SOME FOOD TRUCKS. ALSO, ON SATURDAY, FEBRUARY 22, 2020 THEY WILL BE AT THE CITY MARKET, A CHEF WILL BE THERE MAKING HOMEMADE TREATS.

CHAIRMAN DURANCZYK NOTED THE UPCOMING 2020 APPOINTMENTS AS FOLLOWS:

1. MARCH:

A. BAY ARENAC BEHAVIORAL HEALTH AUTHORITY - (FOUR 3-YEAR TERMS EXPIRING: T. RYDER; J. ANDERSON; R. GROMASKI; C. MAILLETTE)

2. JUNE:

A. LIBRARY BOARD - (ONE 5-YEAR TERM - SUE BLONDIN)

3. OCTOBER:

A. LAND BANK AUTHORITY - (ONE 3-YEAR TERM EXPIRING - ANDREW NIEDZINSKI, CITY COMMISSIONER)

B. DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD OF DIRECTORS - (ONE 3-YEAR TERM - SANDY SHUTT)

4. NOVEMBER:

A. BUILDING AUTHORITY (ONE 6-YEAR TERM EXPIRING - DARRELL MACIAG)

5. DECEMBER:

A. DEPARTMENT ON AGING ADVISORY COMMITTEE (FOUR 2-YEAR TERMS EXPIRING: DISTRICTS 2, 4, 6 AND 1 AT LARGE)

CLOSED SESSION

THERE WAS NO NEED FOR A CLOSED SESSION

RECESS/ADJOURNMENT

MOTION 15 : COMM. KRYGIER MOVED TO ADJOURN THE REGULAR BOARD SESSION OF FEBRUARY 11, 2020. IT WAS SUPPORTED BY COMM. COONAN THE MEETING CONCLUDED AT 4:56 P.M. BY A VOICE VOTE: 7 YEAS, 0 NAYS.

MICHAEL DURANCZYK, CHAIRMAN
BOARD OF COMMISSIONERS

DIANE YAWORSKI
CHIEF DEPUTY CLERK
BOARD OF COMMISSIONERS

TINA MUELLER
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS